IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 20934 of 2006

For Approval and Signature:

HONOURABLE MR.JUSTICE AKSHAY H.MEHTA

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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THE NEW INDIA ASSURANCE CO.LTDBHAVNAGAR - Petitioner(s)
Versus
DANABHAI BHURABHAI RATHOD & 1 - Respondent(s)

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Appearance :

MR PV NANAVATI for Petitioner(s) : 1,MR VIBHUTI NANAVATI for Petitioner(s) : 1,
None for Respondent(s) : 1,
RULE SERVED BY DS for Respondent(s) : 1.2.1, 1.2.2, 1.2.3,1.2.4 - 2.
MR ASHISH M DAGLI for Respondent(s) : 1.2.1, 1.2.2, 1.2.3,1.2.4

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CORAM : HONOURABLE MR.JUSTICE AKSHAY H.MEHTA

Date : 04/04/2007

ORAL JUDGMENT

It is stated by Mr. VP Nanavati, learned advocate for the

petitioner that in view of the judgment delivered by this Court in the case of New India Assurance Co. Ltd. V/s. Danabhai Bhurabhai Rathod in Civil Application No. 14188 of 2006 dated 01/03/2007, this petition has now become infructuous. He places on record copy of the said judgment. In view of the same, this petition has now become infructuous and it is disposed of as such. Rule is discharged. Interim relief stands vacated.

[Akshay H Mehta, J.]

* Pansala.